

**From:** marcasten  
**To:** Microsoft ATR  
**Date:** 12/28/01 1:00am  
**Subject:** No Subject

Dear Sirs:

I wish to comment on the proopsed litigationj involving microsoft and the DOJ. AS I read it, in spite of microsoft having been found in violation of the law, they are under the settlement being encouraged to continue to do so. In short, there is no justice in any resolution of this case unless it contains the following:

- \* Any remedy seeking to prevent an extension of Microsoft's monopoly must place Microsoft products as extra-cost options in the purchase of new computers, so that the user who does not wish to purchase them is not forced to do so. This means that for the price differential between a new computer with Microsoft software and one without, a computer seller must offer the software without the computer (which would prevent computer makers from saying that the difference in price is only a few dollars). Only then could competition come to exist in a meaningful way.

- \* The specifications of Microsoft's present and future document file formats must be made public, so that documents created in Microsoft applications may be read by programs from other makers, on Microsoft's or other operating systems. This is in addition to opening the Windows application program interface (API, the set of "hooks" that allow other parties to write applications for Windows operating systems), which is already part of the proposed settlement.

- \* Any Microsoft networking protocols must be published in full and approved by an independent network protocol body. This would prevent Microsoft from seizing de facto control of the Internet. I trust that you will take these suggestions to heart when attempting to resolve this litigation. War or no war, we do not wish to have an automobile industry where there is only one car company allowed to do business - particularly if that company is YUGO; similarly, the public is done a great disservice if the only available operating system and software is from microsoft, the "virtual Yugo."

Thank you for your attention.

Marc Stenchever